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9 **IN THE UNITED STATES DISTRICT COURT**  
10 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**  
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13 MD JAFOUR KHAN,  
14                      Petitioner,  
15                      v.  
16 LORETTA LYNCH, ET AL.  
17                      Respondents.  
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Case No. SA CV 15-2148 R (MRW)

**ORDER GRANTING REQUEST  
FOR VOLUNTARY DISMISSAL**

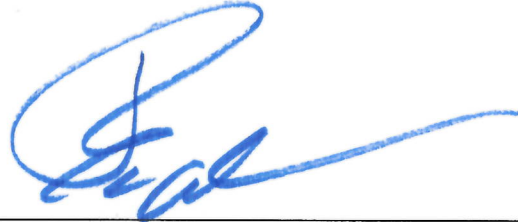
**FRCP 41(a)(2)**

19        This is a habeas action commenced by an individual formerly in immigration  
20 custody. After the initiation of the case, the government filed a notice indicating  
21 that Petitioner had been released from custody on an order of supervision. (Docket  
22 # 6.) Magistrate Judge Wilner solicited the view of Petitioner as to whether he  
23 agreed that the action was now moot. (Docket # 7.) Petitioner subsequently asked  
24 to “withdraw his petition” with the ability to file a new action in the future.  
25 (Docket # 9.)  
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1 The Court construes Petitioner's response as a request for voluntary  
2 dismissal of the action under Federal Rule of Civil Procedure 41(a)(2). The  
3 request is GRANTED. The action is dismissed without prejudice.

4 IT IS SO ORDERED.

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7 Dated: 2-11-2016



8 HON. MANUEL L. REAL  
9 UNITED STATES DISTRICT JUDGE

10 Presented by:

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14 HON. MICHAEL R. WILNER  
15 UNITED STATES MAGISTRATE JUDGE  
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